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20 UNITED STATES DISTRICT COURT
21 FOR THE NORTHERN DISTRICT OF CALIFORNIA
22 SAN FRANCISCO DIVISION

23 AMERICAN FEDERATION OF
24 GOVERNMENT EMPLOYEES, AFL-CIO;
25 AMERICAN FEDERATION OF STATE
26 COUNTY AND MUNICIPAL EMPLOYEES,
27 AFL-CIO; et al.,

28 Plaintiffs,

v.

UNITED STATES OFFICE OF PERSONNEL
MANAGEMENT, et al.,

Defendants.

Case No. 3:25-cv-01780-WHA

**DECLARATION OF EILEEN B.
GOLDSMITH IN SUPPORT OF
PLAINTIFFS' EX PARTE MOTION FOR
TEMPORARY RESTRAINING ORDER
(Civ. L.R. 65-1(a)(5))**

DECLARATION OF EILEEN B. GOLDSMITH

I, Eileen B. Goldsmith, declare as follows:

1. I am a member in good standing of the State Bar of California and the bar of this Court. I represent all of the Plaintiffs in this action. I make this declaration pursuant to Local Rule 65-1(a)(5) regarding notice of this TRO motion.

2. Plaintiffs filed this action the evening of February 19, 2025. The following day, February 20, in order to provide notice of this action to the Defendants as quickly as possible, I identified through PACER searches the attorneys at the U.S. Department of Justice who have represented the Office of Personnel Management and Acting OPM Director Charles Ezell in other very recent cases, *National Treasury Employees Union v. Trump*, D.D.C. Case No. 1:25-cv-0420, and *American Federation of Government Employees, AFL-CIO v. Ezell*, D. Mass. Case No. 1:25-10276-GAO. I emailed the complaint and initial supporting documents to each of those attorneys (except for one who was based in Boston, Massachusetts) and requested that the government accept service of the complaint. Later that day, as I received the conformed summonses and additional case opening notices through ECF, I emailed those documents to the same group of attorneys.

3. I have not yet received any response from any of the attorneys I contacted on February 20, or from anyone else at the Department of Justice, in response to my emails. As of today, Sunday February 23, 2025, we have not yet been able to effectuate service of the complaint and case opening papers on the Department of Justice.

4. On February 23, 2025, at approximately 9 p.m., at my direction, my staff served the First Amended Complaint, the Motion for a Temporary Restraining Order, and all supporting documents by email on Patrick Robbins, Acting U.S. Attorney for the Northern District of California, and Michelle Lo, Chief of the Civil Division of the U.S. Attorney's office for the Northern District of California, as well as all of the attorneys I reached out to on February 20, as set forth on the proof of service filed with the TRO Motion and Amended Complaint. I obtained Mr. Robbins' email address

Declaration of Eileen B. Goldsmith, No. 3:25-cv-01780-WHA

